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### **REMARKS**

This supplemental amendment is in response to the Advisory Action dated April 25, 2002. In this Advisory Action, claims 10-29 are pending, of which claims 23-29 contain allowable subject matter, claims 14-16, 19, 21, and 22 stand objected to, and claims 10-13, 17, 18, and 20 stand rejected.

By this supplemental amendment, the Applicants have amended claims 10 and 17 and canceled claims 14 and 19. In view of the amendments and discussion below, the Applicants submit that the claims are in proper form and all the claims now pending are in condition for allowance.

#### **Allowable Subject Matter:**

The Examiner has objected to claims 14-16, 19, 21, and 22 as being dependent upon rejected base claims 10 and 17, respectively. The Examiner concludes that these claims would be allowable subject matter if rewritten in independent form including all the limitations of the respective base claims and any intervening claims.

The Applicants thank the Examiner for the allowable subject matter in the above-mentioned claims. The Applicants further thank the Examiner for the interview with Applicants' attorney, Steven M. Hertzberg, on May 8, 2002. The Applicants have incorporated the allowable subject matter of dependent claims 14 and 19 into the respective base claims 10 and 17. In view of the amendments set forth herein, the Applicants believe base claims 10 and 17, as amended, (and all intervening claims) are in allowable form and, as such, dependent claims 15, 16, 21 and 22, as they stand, are in allowable condition. Therefore, the Applicants respectfully request that the foregoing objections to claims 15, 16, 21 and 22 be withdrawn.

#### **Conclusion**

Thus, the Applicants submit that none of the claims, presently in the application, are indefinite, anticipated, or obvious under the provision of 35

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U.S.C. §103. Consequently, the Applicants believe that all these claims are presently in condition for allowance. Accordingly, reconsideration of this application and its swift passage to issue are earnestly solicited.

If, however, the Examiner believes that there are any unresolved issues requiring adverse final action in any of the claims now pending in the application, it is requested that the Examiner telephone Eamon J. Wall, Esq. at (732) 530-9404 so that appropriate arrangements can be made for resolving such issues as expeditiously as possible.

Respectfully submitted,

5/9/02

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## APPENDIX I

### MARKED-UP VERSION OF AMENDED CLAIMS

10. A method of adapting asset delivery within a heterogeneous video-on-demand distribution system, comprising the steps of:

determining, for each set top terminal (STT) requesting a session for video content in the video-on-demand distribution system, a capability level of said STT and a capability level of the distribution network;

selecting, from a plurality of available video content and navigational assets stored on service provider equipment, video content and navigational assets appropriate to said capability level of said STT; and

providing said selected video content and navigational assets in response to STT communications indicative of a need for said video content and assets, wherein said navigational assets comprise video information, graphics information, and control information.

17. In an interactive video-on-demand distribution system including video-on-demand provider equipment coupled to subscriber equipment via a communications network, a method for adapting provided information to a set top terminal comprising the steps of:

storing video-on-demand information at the provider equipment;

determining, during a video-on-demand session initiation, a capability level of said STT, said determination being made by comparing STT configuration information to a data base of STT capability information; and

providing, to said STT in response to an STT request for information, information comprising navigator assets adapted to said determined capability level of said STT;

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each of said set top terminals having a common video information processing architecture, one of a plurality of control architectures, and one of a plurality of graphics processing architectures, wherein said navigator assets are optimized to each of the possible STT capability levels to provide a plurality of respective navigator assets, each of said respective navigator assets having associated with it a respective STT capability level.